

MINUTES

**MONTANA SENATE
60th LEGISLATURE - SPECIAL SESSION**

JOINT COMMITTEE ON EDUCATION AND CULTURAL RESOURCES

Call to Order: By **CHAIRMAN DON RYAN**, on May 10, 2007 at 1:15 P.M., in Room 137 Capitol.

ROLL CALL

Members Present:

Sen. Don Ryan, Chairman (D)
Sen. Jerry W. Black (R)
Sen. Sam Kitzenberg (D)
Sen. Jim Elliott (D)
Sen. Bob Hawks (D)
Sen. Carol C. Juneau (D)
Sen. Dan McGee (R)
Sen. Bob Story Jr. (R)
Rep. Rick Jore, Vice Chairman (C)
Rep. Roger Koopman (R)
Rep. Holly Raser (D)
Rep. Norma Bixby (D)
Rep. Mark Blasdel (R)
Rep. Ed Butcher (R)
Rep. George Everett (R)
Rep. Wanda Grinde (D)
Rep. Robin Hamilton (D)
Rep. Bob Lake (R)
Rep. Michael Lange (R)
Rep. Jesse O'Hara (R)
Rep. John Ward (R)
Rep. Franke Wilmer (D)

Members Excused:

Sen. Jim Peterson (R)
Rep. Douglas Cordier (D)

Members Absent: None.

Staff Present: Eddy McClure, Legislative Branch
Casey Barrs, Legislative Branch
Carol Andersen, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 02, 5/8/2007

Executive Action: SB 02

00:00:01 Sen. Don Ryan

00:04:28 Sen. Robert Story

00:04:59 Sen. Don Ryan

00:06:04 Sen. Robert Story

00:06:23 Sen. Don Ryan

00:06:56 Sen. Carol Juneau

HEARING ON SB 2

Proposed Amendments were distributed to all Committee Members.

Opening Statement by Sponsor:

00:07:26 SEN. CAROL WILLIAMS (D), SD 46, opened the hearing on **SB 2**, Revise education laws.

Proponents:

00:13:20 Linda McCulloch, State Superintendent of Public Instruction

EXHIBIT(eds01a01)

00:19:50 Jan Lombardi, Education Policy Advisor, Governor's Office

EXHIBIT(eds01a02)

00:22:37 Lance Melton, Montana School Boards Association

00:31:14 Darrell Rud, Executive Director, School Administrators of Montana

00:33:15 Bruce Marks, Governor's Post Secondary Education
Scholarship Program, Student Loan Program

00:35:03 Terri Middagh, Bryant School Kindergarten Teacher

EXHIBIT(eds01a03)

00:40:50 Scott Sargent, Parent of East Helena Kindergarten
Student

00:44:04 Bob Ream, Self

EXHIBIT(eds01a04)

00:47:54 Bruce Messinger, Helena School District #1

00:50:45 Eric Feaver, Montana Federation of Teachers - Montana
Education Association (MFT-MEA)

00:52:25 Dave Puyear, Montana Rural Education Association (MREA)

Opponents: None

Informational Testimony:

01:00:30 Ali Bovingdon, Assistant Attorney General, Attorney
General's Office

Questions from Committee Members and Responses:

01:01:03 Rep. Ward

01:01:43 Jan Lombardi

01:01:59 Ali Bovingdon

01:02:14 Rep. Ward

01:03:17 Ali Bovingdon

01:05:25 Sen. McGee

01:06:56 Lance Melton

01:09:50 Sen. McGee

01:11:19 Linda McCulloch

01:12:42 Rep. Wilmer

01:13:19 Linda McCulloch

01:13:58 Sen. Story

01:15:56 Rep. Glaser

01:17:58 Sen. Story

01:18:24 Bruce Marks

01:19:05 Sen. Story

01:19:16 Bruce Marks

01:19:38 Sen. Ryan

[EXHIBIT\(eds01a05\)](#)

[EXHIBIT\(eds01a06\)](#)

[EXHIBIT\(eds01a07\)](#)

[EXHIBIT\(eds01a08\)](#)

01:21:36 Madalyn Quinlan, Department of Public Instruction

01:23:08 Rep. Peterson

01:25:14 Rep. Raser

01:25:46 Rep. Peterson

01:26:38 Rep. Raser

01:27:55 Sen. Peterson

01:29:33 Sen. Ryan

01:30:06 Terri Middagh

01:30:47 Sen. Ryan

01:31:03 Terri Middagh

01:32:39 Sen. Ryan

01:33:02 Terri Middagh

01:34:21 Sen. Ryan

01:34:39 Rep. Raser

01:35:15 Madalyn Quinlan

01:36:18 Rep. Raser

01:36:45 Madalyn Quinlan

01:37:14 Sen. Ryan

01:37:49 Sen. McGee

EXHIBIT (eds01a09)

01:39:11 Sen. Ryan

01:40:11 Sen. McGee

01:40:30 Sen. Ryan

01:41:21 Sen. McGee

01:41:30 Sen. Ryan

01:41:39 Sen. Story

EXHIBIT (eds01a10)

01:43:14 Sen. Ryan

01:43:18 Bruce Marks

01:43:58 Sen. Ryan

01:44:26 Bruce Marks

01:44:54 Sen. Story

01:45:42 Bruce Marks

01:45:48 Eddy McClure, LSD

01:45:58 Sen. Hawks

01:46:22 Sen. Ryan

01:46:29 Sen. Story

01:47:05 Madalyn Quinlan

01:48:21 Sen. Story

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01:49:07 Madalyn Quinlan
01:49:14 Sen. Story
01:49:18 Madalyn Quinlan
01:49:32 Rep. Koopman
01:50:49 Terri Middagh
01:52:51 Rep. Koopman
01:54:34 Madalyn Quinlan
01:55:21 Sen. Hawks
01:57:52 Rep. Butcher
01:59:08 Terri Middagh
01:59:42 Rep. Butcher
02:00:05 Terri Middagh
02:01:13 Rep. Butcher
02:02:15 Terri Middagh
02:03:14 Rep. Everett
02:04:14 Terri Middagh
02:05:05 Rep. Everett
02:05:23 Terri Middagh
02:05:41 Sen. Story
02:06:27 Madalyn Quinlan
02:07:18 Sen. McGee
02:08:11 Madalyn Quinlan
02:08:26 Sen. McGee
02:08:37 Madalyn Quinlan
02:09:10 Sen. McGee

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02:09:29 Sen. Ryan
02:09:57 Madalyn Quinlan
02:10:32 Rep. Raser
02:11:01 Madalyn Quinlan
02:11:09 Sen. Story
02:11:37 Madalyn Quinlan
02:12:07 Sen. Story
02:12:16 Lance Melton
02:12:59 Sen. Story
02:13:37 Lance Melton
02:14:16 Sen. Hawks
02:15:47 Jan Lombardi
02:16:48 Sen. Hawks
02:17:26 Sen. McGee
02:18:27 Sen. Williams
02:19:55 Sen. Ryan
02:19:59 Sen. McGee
02:20:06 Rep. Lange
02:21:41 Sen. McGee
02:21:57 Rep. Lange
02:22:22 Sen. Ryan
02:23:07 Rep. Lange
02:23:20 Jim Standard, LSD
02:23:59 Rep. Lange
02:24:43 Jim Standard

02:25:17 Rep. Lange

02:25:26 Jim Standard

02:25:43 Rep. Raser

Closing by Sponsor:

02:26:38 Sen. Williams

02:29:32 Break

02:44:18 Resume: Senate Members only

02:44:35 Sen. Ryan

EXECUTIVE ACTION ON SB 2

02:44:56 Sen. Ryan

02:45:05 **Motion:** SEN. HAWKS moved that SB 2 DO PASS.

Discussion:

02:45:29 Sen. McGee

02:45:33 Sen. Ryan

02:53:31 Sen. McGee

02:57:51 Sen. Hawks

02:58:58 Greg Petesch, LSD

03:00:01 Sen. Hawks

03:00:12 Sen. Peterson

03:02:48 Sen. Juneau

03:06:10 Sen. Ryan

03:11:29 Sen. Hawks

03:13:09 **Motion/Vote:** SEN. KITZENBERG moved that SB000201.AGP BE ADOPTED. Motion carried unanimously by voice vote. SEN. STORY, SEN. BLACK, and SEN. ELLIOTT voted aye by proxy.

03:13:58 **Motion/Vote:** SEN. KITZENBERG moved that SB000202.AGP BE ADOPTED. Motion carried unanimously by voice vote. SEN. STORY, SEN. BLACK, and SEN. ELLIOTT voted aye by proxy.

03:14:51 **Motion:** SEN. MCGEE moved that SB000204.AGP BE ADOPTED.

Discussion:

03:17:46 Greg Petesch

03:17:51 Sen. Ryan

03:18:11 **Motion:** SEN. MCGEE moved to segregate SB000204.AGP.

03:19:13 Sen. Juneau

03:19:49 Sen. Ryan

03:20:30 Sen. Juneau

03:21:45 Sen. Ryan

03:21:53 **Motion/Vote:** SEN. MCGEE moved that SB000204.AGP, ITEM #1 BE ADOPTED. Motion carried unanimously by voice vote. SEN. STORY, SEN. BLACK, and SEN. ELLIOTT voted aye by proxy.

03:22:20 **Motion:** SEN. MCGEE moved that SB000204.AGP ITEM #2 BE ADOPTED.

Discussion:

03:23:51 Sen. Hawks

03:24:18 Sen. Ryan

03:25:34 **Vote:** Motion that SB000204.AGP ITEM #2 BE ADOPTED failed 4-5 by roll call vote with SEN. BLACK, SEN. MCGEE, SEN. PETERSON, and SEN. STORY voting aye.

03:26:41 **Motion:** SEN. MCGEE moved that CONCEPTUAL AMENDMENT BE ADOPTED.

Discussion:

03:26:55 Sen. Ryan

03:27:00 Greg Petesch

03:27:37 Sen. Ryan

03:28:11 **Vote:** Motion that CONCEPTUAL AMENDMENT BE ADOPTED carried unanimously by voice vote. SEN. STORY, SEN. BLACK, and SEN. ELLIOTT voted aye by proxy.

03:28:36 **Motion:** SEN. ELLIOTT moved that SB000203.AGP BE ADOPTED.

Discussion:

03:30:29 Sen. Hawks

03:33:17 **Vote:** MOTION SB000203.AGP carried 8-1 by voice vote. SEN. STORY, and SEN. BLACK voted aye by proxy, and SEN. ELLIOTT voted no by proxy.

03:34:07 **Motion:** SEN. HAWKS moved that SB 2 DO PASS AS AMENDED.

Discussion:

03:34:18 Sen. McGee

03:36:29 Sen. Ryan

03:36:35 Sen. McGee

03:36:55 Jim Standard, LSD

03:37:52 Sen. McGee

03:38:04 Jim Standard

03:38:19 Sen. McGee

03:38:55 Sen. Ryan

03:40:15 **Vote:** Motion that SB 2 DO PASS AS AMENDED carried unanimously by roll call vote. SEN. STORY, SEN. BLACK, and SEN. ELLIOTT voted aye by proxy.

03:37:37 Sen. McGee

ADJOURNMENT

Adjournment: 5:00 P.M.

SEN. DON RYAN, Chairman

CAROL ANDERSEN, Secretary

DR/ca

Additional Exhibits:

EXHIBIT ([eds01aad.pdf](#))